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CALL TO ORDER

The Senate was called to order by President Haridopolos at 10:00 a.m.
A quorum present—39:

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Gibson	Ring
Bogdanoff	Hays	Sachs
Braynon	Jones	Simmons
Bullard	Joyner	Siplin
Dean	Latvala	Smith
Detert	Lynn	Sobel
Diaz de la Portilla	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Excused: Senator Alexander periodically for the purpose of working on the Budget Conference

PRAYER

The following prayer was offered by Dr. Matthew M. Carter II, Staff Director for the Committees on Communications, Energy, and Public Utilities and Military Affairs, Space, and Domestic Security:

"The earth is the Lord's and the fullness thereof, the world and all that dwell therein." O sovereign Lord our God, we honor you for creating us, loving us, protecting us, and for blessing us. We offer this prayer of thanksgiving and praise to you today on behalf of the members of the Florida Senate. We thank you for blessing us to live in this wonderful paradise we call Florida—this enchanted land with three temperate zones of the most magnificent flora and fauna the world has ever known, with over 1,320 miles of the world's most beautiful beaches and home to a myriad of people of different languages from different places, but all united in our love for our God, love for our family, love for our nation and love for our state.

We ask that you will bless the members of the Florida Senate—moms and dads, uncles and aunts, grandparents and godparents, and brothers and sisters. They are our friends and neighbors that have offered up

their time, commitment, skills, talents, and courage to make Florida a better place for all of our citizens.

Grant them the insight of innovation, the courage of their conviction, the vitality of your vision, a measure of moderation, and the well being of wisdom as they deliberate, decide, and do good for today and the rest of their lives for your glory! Amen.

PLEDGE

Senate Pages, Anthony Barroso of Miami; Ashley Cohrs of Gainesville; Tyler Cowan of DeLand; Margaret Harris of Winter Garden; and Kaitlyn Alborn of Tallahassee, led the Senate in the pledge of allegiance to the flag of the United States of America.

ANNOUNCEMENTS RELATING TO COMMITTEE MEETINGS

Pursuant to Rule 2.6(2), Senator Thrasher announced that the Committee on Budget will meet this day from 2:00 p.m. until 5:30 p.m.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Diaz de la Portilla, by two-thirds vote **SB 840** and **SB 1452** were withdrawn from the committees of reference and further consideration.

On motion by Senator Jones, by two-thirds vote **SB 1160** was withdrawn from further consideration.

BILLS ON THIRD READING

CS for SB 192—A bill to be entitled An act relating to special districts; amending s. 189.4042, F.S.; revising provisions relating to merger and dissolution procedures for special districts; providing definitions; requiring the merger or dissolution of dependent special districts created by a special act to be effectuated by the Legislature; providing for the merger or dissolution of inactive special districts by special act without referendum; providing dissolution procedures for active independent special districts by special acts and referenda; providing for the dissolution of inactive independent special districts by special act; providing for local governments to assume indebtedness of, and receive title to property owned by, special districts under certain circumstances; providing for the merger of certain independent special districts by the Legislature; providing procedures and requirements for the voluntary merger of contiguous independent special districts; limiting the authority of the merged district to levy and collect revenue until a unified charter is approved by the Legislature; providing for the effect of the merger on employees, legal liabilities, obligations, proceedings, and annexation; providing for the determination of certain rights by the governing body of the merged district; providing that such provisions preempt certain special acts; providing procedures and requirements for the involuntary merger of independent special districts; providing exemptions from merger and dissolution procedures; amending s. 191.014, F.S.; deleting a provision relating to the conditions under which the merger of independent special districts or dependent fire control districts with other special districts is effective and the conditions under which a merged district is authorized to increase ad valorem taxes; amending s. 189.4044, F.S.; revising criteria by which special districts are declared inactive by a governing body; authorizing such districts to be dissolved without a referendum; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 192**, on motion by Senator Bennett, by two-thirds vote **CS for CS for CS for HB 107** was withdrawn from the Committees on Community Affairs; Budget Subcommittee on Finance and Tax; and Budget.

On motion by Senator Bennett, by two-thirds vote—

CS for CS for CS for HB 107—A bill to be entitled An act relating to special districts; amending s. 189.4042, F.S.; revising provisions relating to merger and dissolution procedures for special districts; providing definitions; requiring the merger or dissolution of dependent special districts created by a special act to be effectuated by the Legislature; providing for the merger or dissolution of inactive special districts by special act without referendum; providing dissolution procedures for active independent special districts by special acts and referendum; providing for the dissolution of inactive independent special districts by special act; providing for local governments to assume indebtedness of, and receive title to property owned by, special districts under certain circumstances; providing for the merger of certain independent special districts by the Legislature; providing procedures and requirements for the voluntary merger of contiguous independent special districts; limiting the authority of the merged district to levy and collect revenue until a unified charter is approved by the Legislature; providing for the effect of the merger on employees, legal liabilities, obligations, proceedings, annexation, and millage calculations; providing for the determination of certain rights by the governing body of the merged district; providing that such provisions preempt certain special acts; providing procedures and requirements for the involuntary merger of independent special districts; providing exemptions from merger and dissolution procedures; amending s. 191.014, F.S.; deleting a provision relating to the conditions under which the merger of independent special districts or dependent fire control districts with other special districts is effective and the conditions under which a merged district is authorized to increase ad valorem taxes; amending s. 189.4044, F.S.; revising criteria by which special districts are declared inactive by a governing body; authorizing such districts to be dissolved without a referendum; providing an effective date.

—a companion measure, was substituted for **CS for SB 192** and read the second time by title.

On motion by Senator Bennett, by two-thirds vote **CS for CS for CS for HB 107** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Flores	Negron
Alexander	Gaetz	Norman
Altman	Garcia	Oelrich
Benacquisto	Gardiner	Rich
Bennett	Gibson	Richter
Braynon	Hays	Sachs
Bullard	Jones	Simmons
Dean	Joyner	Siplin
Detert	Latvala	Sobel
Diaz de la Portilla	Lynn	Thrasher
Evers	Margolis	Wise
Fasano	Montford	

Nays—None

Vote after roll call:

Yea—Bogdanoff, Dockery, Storms

CS for CS for SB 244—A bill to be entitled An act relating to motor vehicles; creating the “Highway Safety Act”; providing legislative intent relating to road rage and aggressive careless driving; amending s. 316.003, F.S.; defining the term “road rage”; amending s. 316.083, F.S.; requiring an operator of a motor vehicle to yield the left lane when being overtaken on a multilane highway; providing exceptions; amending s. 316.1923, F.S.; revising the number of specified acts necessary to qualify as an aggressive careless driver; providing specified punishments for

aggressive careless driving, including imposition of an increased fine; amending s. 318.121, F.S.; revising the preemption of additional fees, fines, surcharges, and court costs to allow imposition of the increased fine for aggressive careless driving; amending s. 318.18, F.S.; specifying the amount of the fine and the allocation of moneys received from the increased fine imposed for aggressive careless driving; amending s. 318.19, F.S.; providing that a second or subsequent infraction as an aggressive careless driver requires attendance at a mandatory hearing; requiring the Department of Highway Safety and Motor Vehicles to provide information about the Highway Safety Act in driver's license educational materials; reenacting s. 316.650(1)(a), F.S., relating to traffic citations, to incorporate the amendments made to s. 316.1923, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Bennett, **CS for CS for SB 244** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Gibson	Ring
Braynon	Hays	Sachs
Bullard	Jones	Simmons
Dean	Joyner	Siplin
Detert	Latvala	Sobel
Diaz de la Portilla	Lynn	Storms
Evers	Margolis	Thrasher
Fasano	Montford	Wise

Nays—1

Negron

Vote after roll call:

Yea—Bogdanoff, Dockery

CS for CS for CS for SB 268—A bill to be entitled An act relating to the sponsorship of state greenways and trails; creating the “John Anthony Wilson Bicycle Safety Act”; creating s. 260.0144, F.S.; providing for the Department of Environmental Protection to enter into concession agreements for commercial sponsorship displays to be displayed on certain state greenway and trail facilities or property; providing requirements for concession agreements; specifying which greenways and trails may be included in the sponsorship program; providing for distribution of proceeds from the concession agreements; authorizing the department to adopt rules; providing an effective date.

—was read the third time by title.

MOTION

On motion by Senator Wise, by the required two-thirds vote, consideration of the following amendment was allowed:

Senator Hays offered the following amendment which was moved by Senator Wise and adopted by two-thirds vote:

Amendment 1 (283276) (with title amendment)—Delete lines 55-65 and insert:

(e) *Sponsored state greenways and trails are authorized at the following facilities or property:*

1. *Florida Keys Overseas Heritage Trail.*
2. *Blackwater Heritage Trail.*
3. *Tallahassee-St. Marks Historic Railroad State Trail.*
4. *Nature Coast State Trail.*

5. *Withlacoochee State Trail.*
6. *General James A. Van Fleet State Trail.*
7. *Palatka-Lake Butler State Trail.*

(f) *The department may enter into commercial sponsorship agreements for other state greenways or trails as authorized in this section. A qualified entity that desires to enter into a commercial sponsorship agreement shall apply to the department on forms adopted by department rule.*

(g) *All costs of a display, including development, construction, installation, operation, maintenance, and removal costs, shall be paid by the concessionaire.*

And the title is amended as follows:

Delete line 10 and insert: and trails are included in the initial sponsorships; authorizing the department to enter into sponsorship agreements with entities to sponsor other state greenways and trails;

On motion by Senator Wise, **CS for CS for CS for SB 268** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Gaetz	Oelrich
Altman	Gardiner	Rich
Benacquisto	Hays	Richter
Bennett	Jones	Ring
Braynon	Latvala	Sachs
Bullard	Lynn	Simmons
Detert	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise
Flores	Norman	

Nays—4

Diaz de la Portilla	Gibson	Joyner
Sobel		

Vote after roll call:

Yea—Bogdanoff, Siplin

Nay—Dockery

Yea to Nay—Rich

CS for SB 316—A bill to be entitled An act relating to Alzheimer's disease; creating s. 430.5025, F.S.; directing the Department of Elderly Affairs to develop and implement a public education program relating to screening for Alzheimer's disease; creating the memory-impairment screening grant program; providing criteria for awarding grants; providing a definition; requiring grant recipients to submit an evaluation of certain activities to the department; authorizing the department to provide technical support; requiring an annual report to the Legislature; providing for implementation of the public education program to operate within existing resources of the department; providing that implementation of the memory-impairment screening grant program is contingent upon an appropriation of state funds or the availability of private resources; amending s. 400.1755, F.S.; specifying the types of facilities where an employee or direct caregiver providing care for persons with Alzheimer's disease may begin employment without repeating certain training requirements; amending s. 400.6045, F.S.; requiring direct caregivers to comply with certain continuing education requirements; amending s. 429.178, F.S.; specifying the types of facilities where an employee or direct caregiver providing care for persons with Alzheimer's disease may begin employment without repeating certain training requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Wise, **CS for SB 316** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gaetz	Oelrich
Alexander	Garcia	Rich
Altman	Gardiner	Richter
Benacquisto	Gibson	Ring
Bennett	Hays	Sachs
Braynon	Jones	Simmons
Bullard	Joyner	Siplin
Dean	Latvala	Sobel
Detert	Lynn	Storms
Diaz de la Portilla	Margolis	Thrasher
Evers	Montford	Wise
Fasano	Negron	
Flores	Norman	

Nays—None

Vote after roll call:

Yea—Bogdanoff, Dockery

SB 366—A bill to be entitled An act relating to group insurance for public employees; amending s. 112.08, F.S.; requiring that school districts procure certain types of insurance for their officers and employees through interlocal agreements; providing an exception; requiring each school district to enter into an interlocal agreement and establish the School District Insurance Consortium governed by a board of directors; providing for membership and specifying terms of office for board members; authorizing the board to employ staff or contract for staffing services to be provided to the consortium; requiring the Department of Management Services to provide technical services to the consortium; requiring the consortium to advertise for competitive bids for insurance; authorizing the awarding of bids on a statewide or regional basis and the selection of multiple insurance providers; requiring that school districts engage in collective bargaining with certified bargaining agents; amending s. 373.605, F.S.; authorizing a water management district to provide group insurance for the employees of another water management district as well as its own employees; providing an effective date.

—as amended February 28 was read the third time by title.

On motion by Senator Gaetz, **SB 366** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Ring
Bennett	Gibson	Sachs
Bogdanoff	Hays	Simmons
Braynon	Jones	Siplin
Bullard	Joyner	Sobel
Dean	Latvala	Storms
Detert	Lynn	Thrasher
Diaz de la Portilla	Margolis	Wise
Evers	Montford	
Fasano	Negron	

Nays—None

Vote after roll call:

Yea—Dockery

CS for CS for SB 406—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the De-

partment of Transportation to erect suitable markers; providing an effective date.

—as amended February 28 was read the third time by title.

Pending further consideration of **CS for CS for SB 406** as amended, on motion by Senator Dean, by two-thirds vote **CS for HB 7039** was withdrawn from the Committees on Transportation; and Community Affairs.

On motion by Senator Dean, by two-thirds vote—

CS for HB 7039—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; amending ch. 2010-230, Laws of Florida; revising designations in a specified county; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 406** as amended and read the second time by title.

Senator Dean moved the following amendment which was adopted:

Amendment 1 (317754)—Delete everything after the enacting clause and insert:

Section 1. *SP4 Thomas Berry Corbin Memorial Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of U.S. Highway 19/27A/98/State Road 55 between the Suwannee River Bridge and N.E. 592nd Street/Chavous Road/Kate Green Road in Dixie County is designated as “SP4 Thomas Berry Corbin Memorial Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating SP4 Thomas Berry Corbin Memorial Highway as described in subsection (1).*

Section 2. *U.S. Navy BMC Samuel Calhoun Chavous, Jr., Memorial Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of U.S. Highway 19/98/State Road 55 between N.E. 592nd Street/Chavous Road/Kate Green Road and N.E. 170th Street in Dixie County is designated as “U.S. Navy BMC Samuel Calhoun Chavous, Jr., Memorial Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating U.S. Navy BMC Samuel Calhoun Chavous, Jr., Memorial Highway as described in subsection (1).*

Section 3. *Marine Lance Corporal Brian R. Buesing Memorial Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of State Road 24 between County Road 347 and Bridge Number 340053 in Levy County is designated as “Marine Lance Corporal Brian R. Buesing Memorial Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Marine Lance Corporal Brian R. Buesing Memorial Highway as described in subsection (1).*

Section 4. *United States Army Sergeant Karl A. Campbell Memorial Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of U.S. Highway 19/98/State Road 55/South Main Street between N.W. 1st Avenue and S.E. 2nd Avenue in Levy County is designated as “United States Army Sergeant Karl A. Campbell Memorial Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating United States Army Sergeant Karl A. Campbell Memorial Highway as described in subsection (1).*

Section 5. *U.S. Army SPC James A. Page Memorial Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of U.S. Highway 27A/State Road 500/Hathaway Avenue between State Road 24/Thrasher Drive and Town Court in Levy County is designated as “U.S. Army SPC James A. Page Memorial Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating U.S. Army SPC James A. Page Memorial Highway as described in subsection (1).*

Section 6. *Alma Lee Loy Bridge designated; Department of Transportation to erect suitable markers.—*

(1) *Bridge Number 880077 on State Road 656 between State Road A1A and Indian River Boulevard in the City of Vero Beach in Indian River County is designated as “Alma Lee Loy Bridge.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Alma Lee Loy Bridge as described in subsection (1).*

Section 7. *Joyce Webb Nobles Bridge designated; Department of Transportation to erect suitable markers.—*

(1) *The U.S. Highway 90/98, State Road 10A, East Cervantes Street Bridge (Bridge Number 480198) in Escambia County is designated as “Joyce Webb Nobles Bridge.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Joyce Webb Nobles Bridge as described in subsection (1).*

Section 8. *Corporal Michael Joseph Roberts Memorial Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of Interstate 275 in Hillsborough County between the Livingston Avenue Bridge and the intersection with Interstate 75 at the Hillsborough-Pasco County line is designated as “Corporal Michael Joseph Roberts Memorial Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Corporal Michael Joseph Roberts Memorial Highway as described in subsection (1).*

Section 9. *Edna S. Hargrett-Thrower Avenue designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of Orange Blossom Trail between W. Gore Street and W. Church Street in Orange County is designated as “Edna S. Hargrett-Thrower Avenue.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Edna S. Hargrett-Thrower Avenue as described in subsection (1).*

Section 10. *USS Stark Memorial Drive designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of State Road 101/Mayport Road between State Road A1A and Wonderwood Connector in Duval County is designated as “USS Stark Memorial Drive.”*

(2) *The Department of Transportation is directed to erect suitable markers designating USS Stark Memorial Drive as described in subsection (1).*

Section 11. *Coach Jimmy Carnes Boulevard designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of S.W. 23rd Street, in front of James G. Pressly Stadium and 4211 S.W. 23rd Street, between S.W. 2nd Avenue and Fraternity Row/Drive in Alachua County is designated as “Coach Jimmy Carnes Boulevard.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Coach Jimmy Carnes Boulevard as described in subsection (1).*

Section 12. *Harry T. and Harriette V. Moore Memorial Highway designated; Department of Transportation to erect suitable markers.—*

(1) That portion of State Road 46 in Brevard County between U.S. Highway 1 and the Volusia County line is designated as "Harry T. and Harriette V. Moore Memorial Highway."

(2) The Department of Transportation is directed to erect suitable markers designating Harry T. and Harriette V. Moore Memorial Highway as described in subsection (1).

Section 13. Duval County Law Enforcement Memorial Overpass designated; Department of Transportation to erect suitable markers.—

(1) The Interstate 295/State Road 9A overpass (Bridge Numbers 720256 and 720347) over Interstate 10/State Road 8 in Duval County is designated as "Duval County Law Enforcement Memorial Overpass."

(2) The Department of Transportation is directed to erect suitable markers designating Duval County Law Enforcement Memorial Overpass as described in subsection (1).

Section 14. Whale Harbor Joe Roth, Jr., Bridge designated; Department of Transportation to erect suitable markers.—

(1) Whale Harbor Bridge (Bridge Number 900076) on U.S. Highway 1/State Road 5 in Monroe County is designated as "Whale Harbor Joe Roth, Jr., Bridge."

(2) The Department of Transportation is directed to erect suitable markers designating Whale Harbor Joe Roth, Jr., Bridge as described in subsection (1).

Section 15. Jim Mandich Memorial Highway designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 826/Palmetto Expressway between on-ramp 87260330 and on-ramp 87260333 in Miami-Dade County is designated as "Jim Mandich Memorial Highway."

(2) The Department of Transportation is directed to erect suitable markers designating Jim Mandich Memorial Highway as described in subsection (1).

Section 16. Florida Highway Patrol Trooper Sgt. Nicholas G. Sottile Memorial designated; Department of Transportation to erect suitable markers.—

(1) Milepost 22.182 on U.S. Highway 27 in Highlands County is designated as "Florida Highway Patrol Trooper Sgt. Nicholas G. Sottile Memorial."

(2) The Department of Transportation is directed to erect suitable markers designating Florida Highway Patrol Trooper Sgt. Nicholas G. Sottile Memorial as described subsection (1).

Section 17. Captain Jim Reynolds, Jr., USAF "Malibu" Road designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 44 between U.S. Highway 441 and State Road 44/East Orange Avenue near the City of Eustis in Lake County is designated as "Captain Jim Reynolds, Jr., USAF 'Malibu' Road."

(2) The Department of Transportation is directed to erect suitable markers designating Captain Jim Reynolds, Jr., USAF "Malibu" Road as described in subsection (1).

Section 18. Tanya Martin Oubre Pekel Street designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 932/N.E. 103rd Street between N.W. 3rd Avenue and N.E. 6th Avenue in Miami-Dade County is designated as "Tanya Martin Oubre Pekel Street."

(2) The Department of Transportation is directed to erect suitable markers designating Tanya Martin Oubre Pekel Street as described in subsection (1).

Section 19. Jacob Fleishman Street designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 934/N.W. 79th Street between N.W. 14th Avenue and N.W. 9th Avenue in Miami-Dade County is designated as "Jacob Fleishman Street."

(2) The Department of Transportation is directed to erect suitable markers designating Jacob Fleishman Street as described in subsection (1).

Section 20. Margaret Haines Street designated; Department of Transportation to erect suitable markers.—

(1) That portion of N.W. 59th Street between N.W. 27th Avenue and N.W. 25th Avenue in Miami-Dade County is designated as "Margaret Haines Street."

(2) The Department of Transportation is directed to erect suitable markers designating Margaret Haines Street as described in subsection (1).

Section 21. West Park Boulevard designated; Department of Transportation to erect suitable markers.—

(1) That portion of U.S. Highway 441/State Road 7 between State Road 824/Pembroke Road and State Road 852/N.W. 215th Street/County Line Road in Broward County is designated as "West Park Boulevard."

(2) The Department of Transportation is directed to erect suitable markers designating West Park Boulevard as described in subsection (1).

Section 22. Pembroke Park Boulevard designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 858/Hallandale Beach Boulevard between Interstate 95/State Road 9 and S.W. 56th Avenue in Broward County is designated as "Pembroke Park Boulevard."

(2) The Department of Transportation is directed to erect suitable markers designating Pembroke Park Boulevard as described in subsection (1).

Section 23. Sheriff Stanley H. Cannon Memorial Highway designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 51 between Cooks Hammock and the Lafayette-Taylor County line in Lafayette County is designated as "Sheriff Stanley H. Cannon Memorial Highway."

(2) The Department of Transportation is directed to erect suitable markers designating Sheriff Stanley H. Cannon Memorial Highway as described in subsection (1).

Section 24. Veterans Memorial Highway designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 19 between U.S. Highway 17/State Road 15 and Carriage Drive in Putnam County is designated as "Veterans Memorial Highway."

(2) The Department of Transportation is directed to erect suitable markers designating Veterans Memorial Highway as described in subsection (1).

Section 25. Santa Fe Military Trail designated; Department of Transportation to erect suitable markers.—

(1) That portion of County Road 18 in Bradford, Union, and Columbia Counties between State Road 100 in Bradford County and State Road 20 in Columbia County is designated as "Santa Fe Military Trail."

(2) The Department of Transportation is directed to erect suitable markers designating Santa Fe Military Trail as described in subsection (1).

Section 26. Florencio "Kiko" Pernas Avenue designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 953/LeJeune Road/N.E. 8th Avenue between E. 32nd Street and E. 41st Street in Miami-Dade County is designated as "Florencio 'Kiko' Pernas Avenue."

(2) *The Department of Transportation is directed to erect suitable markers designating Florencio “Kiko” Pernas Avenue as described in subsection (1).*

Section 27. *Dr. Oscar Elias Biscet Boulevard designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of State Road 972/S.W. 22nd Street between S.W. 32nd Avenue and S.W. 37th Avenue/Douglas Road in Miami-Dade County is designated as “Dr. Oscar Elias Biscet Boulevard.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Dr. Oscar Elias Biscet Boulevard as described in subsection (1).*

Section 28. *Ivey Edward Cannon Memorial Bridge designated; Department of Transportation to erect suitable markers.—*

(1) *Bridge Numbers 100646 and 100647 on Paul S. Buchman Highway/State Road 39 between County Line Road and Half Mile Road in Hillsborough County are designated “Ivey Edward Cannon Memorial Bridge.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Ivey Edward Cannon Memorial Bridge as described in subsection (1).*

Section 29. *Samuel B. Love Memorial Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of Sunset Harbor Road between S.E. 105th Avenue and S.E. 115th Avenue in Marion County is designated as “Samuel B. Love Memorial Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Samuel B. Love Memorial Highway as described in subsection (1).*

Section 30. *Ben G. Watts Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of U.S. Highway 90/State Road 10 between the Holmes County line and the Jackson County line in Washington County is designated as “Ben G. Watts Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Ben G. Watts Highway as described in subsection (1).*

Section 31. *Purple Heart Memorial Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of State Road 20/John Sims Parkway (57-040-000) between State Road 85 and the Walton County line in Okaloosa County is designated as “Purple Heart Memorial Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating “Purple Heart Memorial Highway” as described in subsection (1).*

Section 32. *BRIGADA 2506 STREET, Carlos Rodriguez Santana designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of U.S. Highway 41/State Road 90/S.W. 8th Street/Tamiami Trail between S.W. 10th Avenue and State Road 933/S.W. 12th Avenue in Miami-Dade County is designated as “BRIGADA 2506 STREET, Carlos Rodriguez Santana.”*

(2) *The Department of Transportation is directed to erect suitable markers designating BRIGADA 2506 STREET, Carlos Rodriguez Santana as described in subsection (1).*

Section 33. *Brett Fulton and Josh Burch Memorial Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of U.S. Highway 41/State Road 6/State Road 25 between the Madison County line and County Road 51 in Hamilton County is designated as “Brett Fulton and Josh Burch Memorial Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Brett Fulton and Josh Burch Memorial Highway as described in subsection (1).*

Section 34. *Deputy John C. Mecklenburg Memorial Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of U.S. Highway 41/State Road 45 between State Road 50 in Hernando County and State Road 52 in Pasco County is designated as “Deputy John C. Mecklenburg Memorial Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Deputy John C. Mecklenburg Memorial Highway as described in subsection (1).*

Section 35. *Hugh Anderson Boulevard designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of Biscayne Boulevard from N.E. 88th Street to N.E. 105th Street in Miami Shores Village in Miami-Dade County is designated as “Hugh Anderson Boulevard.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Hugh Anderson Boulevard as described in subsection (1).*

Section 36. *P.E. “Gene” Carpenter Memorial Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of State Road 679/Pinellas Bayway South from north of the Pedestrian Crossing to State Road 682/Pinellas Bayway South in Pinellas County is designated as “P.E. ‘Gene’ Carpenter Memorial Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating the P.E. “Gene” Carpenter Memorial Highway as described in subsection (1).*

Section 37. *Verna Bell Way designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of State Road 200 between Lime Street and Beech Street in the City of Fernandina Beach in Nassau County is designated as “Verna Bell Way.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Verna Bell Way as described in subsection (1).*

Section 38. *Deputy Hal P. Croft and Deputy Ronald Jackson Highway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of State Road 100 East between the Bradford County line and the Columbia County line in Union County is designated as “Deputy Hal P. Croft and Deputy Ronald Jackson Highway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Deputy Hal P. Croft and Deputy Ronald Jackson Highway as described in subsection (1).*

Section 39. *Veterans’ Parkway designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of State Road 22 between U.S. Highway 98 in the City of Springfield in Bay County and State Road 71 in the City of We-wahitchka in Gulf County is designated as “Veterans’ Parkway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Veterans’ Parkway as described in subsection (1).*

Section 40. *Elvin Martinez Road designated; Department of Transportation to erect suitable markers.—*

(1) *That portion of Tampa Bay Boulevard between Armenia Avenue and Himes Avenue in Hillsborough County is designated as “Elvin Martinez Road.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Elvin Martinez Road as described in subsection (1).*

Section 41. *Miami Medical Team Way* designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 972/S.W. 22nd Street between S.W. 24th Avenue and State Road 9/S.W. 27th Avenue in Miami-Dade County is designated as “Miami Medical Team Way.”

(2) The Department of Transportation is directed to erect suitable markers designating Miami Medical Team Way as described in subsection (1).

Section 42. *Benjamin Leon, Jr., Way* designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 9/27th Avenue between U.S. 1/State Road 5/South Dixie Highway and U.S. 441/State Road 7 in Miami-Dade County is designated as “Benjamin Leon, Jr., Way.”

(2) The Department of Transportation is directed to erect suitable markers designating Benjamin Leon, Jr., Way as described in subsection (1).

Section 43. *Reverend Max Salvador Avenue* designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 9/S.W. 27th Avenue between U.S. Highway 41/State Road 90/S.W. 8th Street/Tamiami Trail and S.W. 13th Street in Miami-Dade County is designated as “Reverend Max Salvador Avenue.”

(2) The Department of Transportation is directed to erect suitable markers designating Reverend Max Salvador Avenue as described in subsection (1).

Section 44. *Aleida Leal Way* designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 968/West Flagler Street between S.W. 39th Avenue and N.W. 37th Avenue in Miami-Dade County is designated as “Aleida Leal Way.”

(2) The Department of Transportation is directed to erect suitable markers designating Aleida Leal Way as described in subsection (1).

Section 45. *Mrs. Ann Carlton Bridge* designated; Department of Transportation to erect suitable markers.—

(1) Bridge Number 870002 on U.S. Highway 1/State Road 5/Biscayne Boulevard between N.E. 77th Street and N.E. 78th Street crossing Little River Canal in Miami-Dade County is designated as “Mrs. Ann Carlton Bridge.”

(2) The Department of Transportation is directed to erect suitable markers designating Mrs. Ann Carlton Bridge as described in subsection (1).

Section 46. *Amadeo Lopez-Castro, Jr., Road* designated; Department of Transportation to erect suitable markers.—

(1) That portion of S.W. 57th Avenue/Red Road between S.W. 78th Street and S.W. 88th Street/Kendall Drive in Miami-Dade County is designated as “Amadeo Lopez-Castro, Jr., Road.”

(2) The Department of Transportation is directed to erect suitable markers designating Amadeo Lopez-Castro, Jr., Road as described in subsection (1).

Section 47. *Pastor Marvin Gochenour Way* designated; Department of Transportation to erect suitable markers.—

(1) That portion of Miller Road/S.W. 56th Street between S.W. 120th Avenue and S.W. 117th Avenue in Miami-Dade County is designated as “Pastor Marvin Gochenour Way.”

(2) The Department of Transportation is directed to erect suitable markers designating Pastor Marvin Gochenour Way as described in subsection (1).

Section 48. *Rev. Jorge Comesanas Way* designated; Department of Transportation to erect suitable markers.—

(1) That portion of S.W. 87th Avenue between S.W. 8th Street and S.W. 24th Street in Miami-Dade County is designated as “Rev. Jorge Comesanas Way.”

(2) The Department of Transportation is directed to erect suitable markers designating Rev. Jorge Comesanas Way as described in subsection (1).

Section 49. *Alfred Lawson, Jr., Highway* designated; Department of Transportation to erect suitable markers.—

(1) That portion of U.S. Highway 90/State Road 10/East Jefferson Street between State Road 12/State Road 65/Madison Street and County Road 159 in Gadsden County is designated as “Alfred Lawson, Jr., Highway.”

(2) The Department of Transportation is directed to erect suitable markers designating Alfred Lawson, Jr., Highway as described in subsection (1).

Section 50. *Deputy Jack A. Romeis Road* designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 26A in Alachua County between West University Avenue and S.W. 25th Street in Gainesville is designated as “Deputy Jack A. Romeis Road.”

(2) The Department of Transportation is directed to erect suitable markers designating Deputy Jack A. Romeis Road as described in subsection (1).

Section 51. *Creola Rutledge Parkway* designated; Department of Transportation to erect suitable markers.—

(1) That portion of E. Cervantes Street/U.S. 90 in Escambia County between N. 6th Avenue and N. Davis Highway in Pensacola is designated as “Creola Rutledge Parkway.”

(2) The Department of Transportation is directed to erect suitable markers designating Creola Rutledge Parkway as described in subsection (1).

Section 52. *Charles Modica, Sr., Hospitality Way* designated; Department of Transportation to erect suitable markers.—

(1) That section of County Road 30A between County Road 283 to County Hwy 395 is designated as “Charles Modica, Sr., Hospitality Way.”

(2) The Department of Transportation is directed to erect suitable markers designating Charles Modica, Sr., Hospitality Way as described in subsection (1).

Section 53. *U.S. Army Sergeant Robert Daniel Sanchez Memorial Highway* designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road 513 between Banana River Drive and Eau Gallie Boulevard in Brevard County is designated as “U.S. Army Sergeant Robert Daniel Sanchez Memorial Highway.”

(2) The Department of Transportation is directed to erect suitable markers designating U.S. Army Sergeant Robert Daniel Sanchez Memorial Highway as described in subsection (1).

Section 54. *U.S. Marine Corps Corporal Dustin Schrage Highway* designated; Department of Transportation to erect suitable markers.—

(1) That portion of State Road A1A between Pinetree Drive and Eau Gallie Boulevard in Brevard County is designated as “U.S. Marine Corps Corporal Dustin Schrage Highway.”

(2) The Department of Transportation is directed to erect suitable markers designating U.S. Marine Corps Corporal Dustin Schrage Highway as described in subsection (1).

Section 55. *Lourdes P. Aguila Street* designated; Department of Transportation to erect suitable markers.—

(1) That portion of S.W. 12th Avenue from Coral Way to S.W. 16th Street in Miami-Dade County is designated as “Lourdes P. Aguila Street.”

(2) *The Department of Transportation is directed to erect suitable markers designating Lourdes P. Aguila Street as described in subsection (1).*

Section 56. Section 24 of chapter 2010-230, Laws of Florida, is amended to read:

Section 24. Miss Lillie Williams Boulevard designated; Department of Transportation to erect suitable markers.—

(1) That portion of N.W. 79th Street between N.W. 6th Avenue and N.W. 7th ~~E-12th~~ Avenue in Miami-Dade County is designated as “Miss Lillie Williams Boulevard.”

(2) The Department of Transportation is directed to erect suitable markers designating Miss Lillie Williams Boulevard as described in subsection (1).

Section 57. Section 45 of chapter 2010-230, Laws of Florida, is amended to read:

Section 45. Father Gerard Jean-Juste Street designated; Department of Transportation to erect suitable markers.—

(1) That portion of N.W. 54th Street in Miami-Dade County between N.W. 2nd Avenue and N.E. ~~N.W.~~ 3rd Avenue in Little Haiti is designated “Father Gerard Jean-Juste Street.”

(2) The Department of Transportation is directed to erect suitable markers designating Father Gerard Jean-Juste Street as described in subsection (1).

Section 58. This act shall take effect July 1, 2012.

On motion by Senator Dean, by two-thirds vote **CS for HB 7039** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Oelrich
Alexander	Gaetz	Rich
Altman	Garcia	Richter
Benacquisto	Gardiner	Ring
Bennett	Gibson	Sachs
Bogdanoff	Hays	Simmons
Braynon	Jones	Siplin
Bullard	Joyner	Smith
Dean	Latvala	Sobel
Detert	Lynn	Storms
Diaz de la Portilla	Margolis	Thrasher
Evers	Montford	Wise
Fasano	Norman	

Nays—None

Vote after roll call:

Yea—Dockery

Vote Preference:

February 29, 2012: Yea—Negron

SJR 408—A joint resolution proposing an amendment to Section 8 of Article V and the creation of a new section to Article XII of the State Constitution to increase the age after which a justice or judge may no longer serve in a judicial office, to provide for the amendment to apply to justices and judges appointed on or after a specified date, and to provide an effective date.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Section 8 of Article V and the creation of a new section in Article XII of the State Constitution are agreed to and shall be submitted to the electors of this state for approval

or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE V

JUDICIARY

SECTION 8. Eligibility.—A ~~No~~ person ~~is not~~ ~~shall be~~ eligible for the office of justice or judge of any court unless the person is an elector of the state and resides in the territorial jurisdiction of the court. A ~~No~~ justice or judge ~~may not~~ ~~shall~~ serve after attaining the age of ~~seventy-five~~ ~~seventy~~ years except upon temporary assignment or to complete a term, one-half of which has been served. A ~~No~~ person is ~~not~~ eligible for the office of justice of the supreme court or judge of a district court of appeal unless the person is, and has been for the preceding ten years, a member of the bar of Florida. A ~~No~~ person is ~~not~~ eligible for the office of circuit judge unless the person is, and has been for the preceding five years, a member of the bar of Florida. Unless otherwise provided by general law, a ~~no~~ person is ~~not~~ eligible for the office of county court judge unless the person is, and has been for the preceding five years, a member of the bar of Florida. Unless otherwise provided by general law, a person ~~is shall be~~ eligible for election or appointment to the office of county court judge in a county having a population of 40,000 or ~~fewer~~ ~~less~~ if the person is a member in good standing of the bar of Florida.

ARTICLE XII

SCHEDULE

Eligibility of justices and judges.—The amendment to Section 8 of Article V changing the age after which a justice or judge is no longer eligible for the office of justice or judge of any court except upon temporary assignment or to complete a term and this section shall take effect January 1, 2013, and apply to justices and judges elected or appointed on or after that date.

CONSTITUTIONAL AMENDMENT

ARTICLE V, SECTION 8

REVISING AGE LIMITS FOR JUSTICES AND JUDGES.—The State Constitution currently prohibits a justice or judge from serving in a judicial office after attaining the age of 70 years except upon temporary assignment or to complete a judicial term if one-half of the term has been served. This proposed amendment increases the age after which a justice or judge may no longer serve to 75 years of age. However, a justice or judge who has attained the age of 75 years may continue to serve upon temporary assignment or to complete a judicial term. The proposed amendment takes effect January 1, 2013, and applies to justices or judges elected or appointed on or after that date.

—as amended February 28 was read the third time in full.

On motion by Senator Simmons, **SJR 408** as amended was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Norman
Alexander	Gaetz	Rich
Altman	Garcia	Richter
Benacquisto	Gardiner	Ring
Bennett	Gibson	Sachs
Bogdanoff	Hays	Simmons
Braynon	Jones	Siplin
Bullard	Joyner	Smith
Dean	Latvala	Sobel
Detert	Lynn	Storms
Diaz de la Portilla	Margolis	Thrasher
Evers	Montford	Wise
Fasano	Negron	

Nays—1

Oelrich

Vote after roll call:

Yea—Dockery

CS for SB 414—A bill to be entitled An act relating to osteopathic physicians; amending s. 459.0055, F.S.; revising the requirements for licensure or certification as an osteopathic physician in this state; amending s. 459.021, F.S.; revising provisions relating to registration of physicians, interns, and fellows; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 414**, on motion by Senator Negron, by two-thirds vote **CS for HB 171** was withdrawn from the Committees on Health Regulation; Budget Subcommittee on Health and Human Services Appropriations; and Budget.

On motion by Senator Negron, by two-thirds vote—

CS for HB 171—A bill to be entitled An act relating to osteopathic physicians; amending s. 459.0055, F.S.; revising the requirements for licensure or certification as an osteopathic physician in this state; amending s. 459.021, F.S.; revising provisions relating to registration of physicians, interns, and fellows; providing an effective date.

—a companion measure, was substituted for **CS for SB 414** and read the second time by title.

On motion by Senator Negron, by two-thirds vote **CS for HB 171** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Gibson	Ring
Bogdanoff	Hays	Sachs
Braynon	Jones	Simmons
Bullard	Joyner	Siplin
Dean	Latvala	Smith
Detert	Lynn	Sobel
Diaz de la Portilla	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Nays—None

Vote after roll call:

Yea—Dockery

CS for SB 440—A bill to be entitled An act relating to initiatives and referenda; amending s. 163.3167, F.S.; authorizing a local government to retain certain initiatives or referendum processes which were in effect as of a specified date; providing an effective date.

—was read the third time by title.

On motion by Senator Bennett, **CS for SB 440** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dean	Gardiner
Alexander	Detert	Gibson
Altman	Diaz de la Portilla	Hays
Benacquisto	Evers	Jones
Bennett	Fasano	Joyner
Bogdanoff	Flores	Latvala
Braynon	Gaetz	Lynn
Bullard	Garcia	Margolis

Montford	Richter	Smith
Negron	Ring	Sobel
Norman	Sachs	Storms
Oelrich	Simmons	Thrasher
Rich	Siplin	Wise

Nays—None

Vote after roll call:

Yea—Dockery

CS for SB 488—A bill to be entitled An act relating to animal control or cruelty ordinances; amending s. 828.27, F.S.; authorizing a county or municipality enacting an ordinance relating to animal control or cruelty to impose a specified surcharge on the civil penalty for violations of the ordinance; specifying use of the proceeds of the surcharge; prohibiting the governing body of a county or municipality from charging owners of animals more than a certain amount for the spaying or neutering of their animals in specified circumstances; authorizing the animal control authority to allocate certain excess funds to the program to spay and neuter cats and dogs; providing for construction; providing an effective date.

—was read the third time by title.

On motion by Senator Rich, **CS for SB 488** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Gibson	Ring
Bogdanoff	Hays	Sachs
Braynon	Jones	Simmons
Bullard	Joyner	Siplin
Dean	Latvala	Smith
Detert	Lynn	Sobel
Diaz de la Portilla	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Nays—None

Vote after roll call:

Yea—Dockery

HB 347—A bill to be entitled An act relating to college credit for military training and education courses; creating s. 1004.096, F.S.; requiring the Board of Governors of the State University System and the State Board of Education to adopt regulations and rules, respectively, that enable United States Armed Forces servicemembers to earn college credit for college-level training and education acquired in the military; providing an effective date.

—was read the third time by title.

On motion by Senator Altman, **HB 347** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dean	Gardiner
Alexander	Detert	Gibson
Altman	Diaz de la Portilla	Hays
Benacquisto	Evers	Jones
Bennett	Fasano	Joyner
Bogdanoff	Flores	Latvala
Braynon	Gaetz	Lynn
Bullard	Garcia	Margolis

Montford	Richter	Smith
Negron	Ring	Sobel
Norman	Sachs	Storms
Oelrich	Simmons	Thrasher
Rich	Siplin	Wise

Nays—None

Vote after roll call:

Yea—Dockery

CS for CS for CS for SB 694—A bill to be entitled An act relating to adult day care centers; amending s. 429.917, F.S.; prohibiting an adult day care center from claiming to be licensed or designated as a specialized Alzheimer's services adult day care center under certain circumstances; creating s. 429.918, F.S.; providing a short title; providing definitions; providing for the licensure designation of adult day care centers that provide specialized Alzheimer's services by the Agency for Health Care Administration; providing for the denial or revocation of such designation under certain circumstances; requiring an adult day care center seeking such designation to meet specified criteria; providing educational and experience requirements for the operator of an adult day care center seeking licensure designation as a specialized Alzheimer's services adult day care center; providing criteria for staff training and supervision; requiring the Department of Elderly Affairs to approve the staff training; requiring the department to adopt rules; requiring that the employee be issued a certificate upon completion of the staff training; providing requirements for staff orientation; providing requirements for admission into such an adult day care center; requiring that a participant's file include a data sheet, which shall be completed within a certain timeframe; requiring that certain information be included in the data sheet; requiring that dementia-specific services be documented in a participant's file; requiring that a participant's plan of care be reviewed quarterly; requiring that certain notes be entered into a participant's file; requiring the participant, or caregiver, to provide the adult day care center with updated medical documentation; requiring the center to give each person who enrolls as a participant, or the caregiver, a copy of the participant's plan of care and safety information; requiring that the center coordinate and execute discharge procedures with a participant who has a documented diagnosis of Alzheimer's disease or a dementia-related disorder and the caregiver if the participant's enrollment in the center is involuntarily terminated; providing that the act does not prohibit a licensed adult day care center that does not receive such a designation from providing adult day care services to persons who have Alzheimer's disease or other dementia-related disorders; authorizing the Department of Elderly Affairs to adopt rules; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **CS for CS for CS for SB 694** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Gibson	Ring
Bogdanoff	Hays	Sachs
Braynon	Jones	Simmons
Bullard	Joyner	Siplin
Dean	Latvala	Smith
Detert	Lynn	Sobel
Diaz de la Portilla	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Nays—None

Vote after roll call:

Yea—Dockery

CS for SB 730—A bill to be entitled An act relating to Medicaid managed care plans; amending s. 409.9122, F.S.; requiring the Agency for Health Care Administration to establish per-member, per-month payments; substituting the Medicare Advantage Coordinated Care Plan for the Medicare Advantage Special Needs Plan; amending s. 409.962, F.S.; revising the definition of “eligible plan” to include certain Medicare plans; amending s. 409.967, F.S.; limiting the penalty that a plan must pay if it leaves a region before the end of the contract term; amending s. 409.974, F.S.; correcting a cross-reference; providing that certain Medicare plans are not subject to procurement requirements or plan limits; amending s. 409.977, F.S.; requiring dually eligible Medicaid recipients to be enrolled in the Medicare plan in which they are already enrolled; amending s. 409.981, F.S.; revising the list of Medicare plans that are not subject to procurement requirements for long-term care plans; amending s. 409.984, F.S.; revising the list of Medicare plans in which dually eligible Medicaid recipients are enrolled in order to receive long-term care; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for SB 730** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Oelrich
Alexander	Gaetz	Rich
Altman	Garcia	Richter
Benacquisto	Gardiner	Ring
Bennett	Gibson	Sachs
Bogdanoff	Hays	Simmons
Braynon	Jones	Siplin
Bullard	Joyner	Smith
Dean	Latvala	Sobel
Detert	Lynn	Storms
Diaz de la Portilla	Montford	Thrasher
Evers	Negron	Wise
Fasano	Norman	

Nays—None

Vote after roll call:

Yea—Dockery

Consideration of **CS for SB 752** was deferred.

HB 7103—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 288.9626, F.S., which provides exemptions from public record and open meeting requirements for the Florida Opportunity Fund and the Institute for the Commercialization of Public Research; reorganizing the exemptions by removing references to the Institute for the Commercialization of Public Research and relocating the exemptions relating to the institute in a new statute; saving the exemptions from repeal under the Open Government Sunset Review Act; removing the scheduled repeal of the exemptions; revising definitions; clarifying that the exemptions pertaining to the Florida Opportunity Fund apply to prospective investments, alternative investments, and certain proprietary confidential information provided by a proprietor; reducing the time period during which proprietary confidential business information is confidential and exempt from disclosure; creating s. 288.9627, F.S.; providing exemptions from public record and open meeting requirements for the Institute for the Commercialization of Public Research which are relocated from s. 288.9626, F.S.; providing definitions; providing an exemption from public record requirements for materials relating to methods of manufacturing, trade secrets, patents, and research by universities or other publically supported organizations, materials supplied by a proprietor, information that would identify investors or potential investors, and information that

is confidential and exempt under other laws; reducing the time period during which proprietary confidential business information is confidential and exempt from disclosure; providing an exemption from public meeting requirements for portions of meetings of the institute's board of directors at which confidential and exempt information is discussed; requiring the recording and transcription of closed meetings; providing an exemption from public record requirements for transcripts and minutes of exempt portions of meetings of the institute's board of directors; specifying procedure by which a proprietor of information may prevent the disclosure of proprietary confidential business information when a request for such information is made to the institute; authorizing a person to petition a court in Palm Beach County or Alachua County for the release of confidential and exempt information; requiring a court to make specific findings before the information may be released; providing criminal penalties for willful and knowing violation of public record or public meeting exemptions pertaining to the institute; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **HB 7103** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Gibson	Ring
Bogdanoff	Hays	Sachs
Braynon	Jones	Simmons
Bullard	Joyner	Siplin
Dean	Latvala	Smith
Detert	Lynn	Sobel
Diaz de la Portilla	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Nays—None

Vote after roll call:

Yea—Dockery

CS for SB 830—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 458.3193 and 459.0083, F.S., relating to exemptions from public records requirements for personal identifying information contained in physician workforce surveys submitted to the Department of Health by physicians and osteopathic physicians; saving the exemptions from repeal under the Open Government Sunset Review Act; removing the scheduled repeal of each exemption; making conforming changes; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 830**, on motion by Senator Garcia, by two-thirds vote **HB 7035** was withdrawn from the Committees on Health Regulation; and Governmental Oversight and Accountability.

On motion by Senator Garcia, by two-thirds vote—

HB 7035—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 458.3193 and 459.0083, F.S., relating to exemptions from public records requirements for personal identifying information contained in physician workforce surveys submitted to the Department of Health by physicians and osteopathic physicians; removing superfluous language; removing the scheduled repeal of the exemptions; providing an effective date.

—a companion measure, was substituted for **CS for SB 830** and read the second time by title.

On motion by Senator Garcia, by two-thirds vote **HB 7035** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Gibson	Ring
Bogdanoff	Hays	Sachs
Braynon	Jones	Simmons
Bullard	Joyner	Siplin
Dean	Latvala	Smith
Detert	Lynn	Sobel
Diaz de la Portilla	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Nays—None

Vote after roll call:

Yea—Dockery

CS for SB 844—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 556.113, F.S., relating to an exemption from public records requirements for proprietary confidential business information held by Sunshine State One-Call of Florida, Inc.; saving the exemption from repeal under the Open Government Sunset Review Act; deleting the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 844**, on motion by Senator Gardiner, by two-thirds vote **HB 7037** was withdrawn from the Committees on Communications, Energy, and Public Utilities; and Governmental Oversight and Accountability.

On motion by Senator Gardiner, by two-thirds vote—

HB 7037—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 556.113, F.S., relating to an exemption from public records requirements for proprietary confidential business information held by Sunshine State One-Call of Florida, Inc.; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **CS for SB 844** and read the second time by title.

On motion by Senator Gardiner, by two-thirds vote **HB 7037** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Gibson	Ring
Bogdanoff	Hays	Sachs
Braynon	Jones	Simmons
Bullard	Joyner	Siplin
Dean	Latvala	Smith
Detert	Lynn	Sobel
Diaz de la Portilla	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Nays—None

Vote after roll call:

Yea—Dockery

CS for HB 285—A bill to be entitled An act relating to sick leave for school district employees; amending s. 1012.61, F.S.; authorizing each district school system to provide a policy allowing the donation of accrued sick leave to any district employee; providing standards for a sick leave transfer policy; providing an effective date.

—was read the third time by title.

On motion by Senator Benacquisto, **CS for HB 285** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Gibson	Ring
Bogdanoff	Hays	Sachs
Braynon	Jones	Simmons
Bullard	Joyner	Siplin
Dean	Latvala	Smith
Detert	Lynn	Sobel
Diaz de la Portilla	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Nays—None

Vote after roll call:

Yea—Dockery

SB 878—A bill to be entitled An act relating to Florida College System personnel records; amending s. 1012.81, F.S.; specifying records that constitute limited-access records; providing an effective date.

—as amended February 28 was read the third time by title.

On motion by Senator Benacquisto, **SB 878** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Gibson	Ring
Bogdanoff	Hays	Sachs
Braynon	Jones	Simmons
Bullard	Joyner	Siplin
Dean	Latvala	Smith
Detert	Lynn	Sobel
Diaz de la Portilla	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Nays—None

Vote after roll call:

Yea—Dockery

SB 994—A bill to be entitled An act relating to federal environmental permitting; amending s. 373.4144, F.S.; repealing provisions directing the Department of Environmental Protection to file specified reports with the Speaker of the House of Representatives and the President of

the Senate and to coordinate with the Florida Congressional Delegation on certain matters; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 994**, on motion by Senator Dean, by two-thirds vote **HB 4123** was withdrawn from the Committee on Environmental Preservation and Conservation.

On motion by Senator Dean by two-thirds vote—

HB 4123—A bill to be entitled An act relating to federal environmental permitting; amending s. 373.4144, F.S.; repealing provisions directing the Department of Environmental Protection to file specified reports with the Speaker of the House of Representatives and the President of the Senate and to coordinate with the Florida Congressional Delegation on certain matters; providing an effective date.

—a companion measure, was substituted for **SB 994** and read the second time by title.

On motion by Senator Dean, by two-thirds vote **HB 4123** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Ring
Bennett	Gibson	Sachs
Bogdanoff	Hays	Simmons
Braynon	Jones	Siplin
Bullard	Joyner	Smith
Dean	Latvala	Sobel
Detert	Lynn	Storms
Diaz de la Portilla	Margolis	Thrasher
Evers	Montford	Wise
Fasano	Negron	

Nays—None

Vote after roll call:

Yea—Dockery

CS for SB 1050—A bill to be entitled An act relating to fiduciaries; amending s. 701.04, F.S.; requiring a mortgage holder to provide certain information within a specified time relating to the unpaid loan balance due under a mortgage if a mortgagor, a record title owner of the property, a fiduciary or trustee lawfully acting on behalf of a record title owner, or any person lawfully authorized to act on behalf of a mortgagor or record title owner of the property makes a written request under certain circumstances; allowing financial institutions to release certain mortgage information to specified persons without penalty; amending s. 738.102, F.S.; defining the term “carrying value”; amending s. 738.103, F.S.; providing for application; amending s. 738.104, F.S.; deleting a provision authorizing a trustee to release the power to adjust between principal and income if the trustee desires to convert the form of certain trusts; limiting the power to adjust a trust; deleting a provision that provides for construction and application relating to the administration of trusts in this state or under this state’s law; amending s. 738.1041, F.S.; defining the term “average fair market value” and revising definition of the term “unitrust amount”; deleting a duplicative provision relating to conclusive determinations of the terms of a unitrust; revising provisions relating to an express total return unitrust; amending s. 738.105, F.S.; substituting the term “trustee” for “fiduciary” with respect to judicial control of discretionary powers; amending s. 738.201, F.S.; revising provisions relating to the determination and distribution of net income; amending s. 738.202, F.S.; revising provisions relating to distributions to residuary and remainder beneficiaries; amending ss. 738.301, 738.302, and 738.303, F.S.; substituting the term “fiduciary” for “trustee” to clarify that provisions apply to all fiduciaries; amending s. 738.401, F.S.; substituting the term “fiduciary” for “trustee” to clarify that provisions apply to all fiduciaries; revising how distributions from

entities are allocated between income and principal; amending ss. 738.402, 738.403, 738.501, 738.502, 738.503, 738.504, and 738.601, F.S.; substituting the term “fiduciary” for “trustee” to clarify that provisions apply to all fiduciaries; amending s. 738.602, F.S.; substituting the term “fiduciary” for “trustee” to clarify that provisions apply to all fiduciaries; revising provisions relating to allocations to trusts; amending s. 738.603, F.S.; substituting the term “fiduciary” for “trustee” to clarify that provisions apply to all fiduciaries; revising provisions relating to the allocation between income and principal when liquidating assets; amending ss. 738.604, 738.605, 738.606, 738.607, 738.608, 738.701, 738.702, 738.703, and 738.704, F.S.; substituting the term “fiduciary” for “trustee” to clarify that provisions apply to all fiduciaries; amending s. 738.705, F.S.; substituting the term “fiduciary” for “trustee” to clarify that provisions apply to all fiduciaries; revising the method for allocating income taxes between income and principal; amending s. 738.801, F.S.; clarifying the apportionment of expenses between tenants and remaindermen; providing an effective date.

—was read the third time by title.

On motion by Senator Bogdanoff, **CS for SB 1050** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Gibson	Ring
Bogdanoff	Hays	Sachs
Braynon	Jones	Simmons
Bullard	Joyner	Siplin
Dean	Latvala	Smith
Detert	Lynn	Sobel
Diaz de la Portilla	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Nays—None

Vote after roll call:

Yea—Dockery

SB 1232—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 324.242, F.S., relating to a public records exemption for personal identifying information and policy numbers in personal injury protection and property damage liability insurance policies; saving the exemption from repeal under the Open Government Sunset Review Act; deleting a provision providing for the repeal of the exemption; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 1232**, on motion by Senator Richter, by two-thirds vote **HB 7033** was withdrawn from the Committees on Banking and Insurance; and Governmental Oversight and Accountability.

On motion by Senator Richter, by two-thirds vote—

HB 7033—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 324.242, F.S., relating to an exemption from public records requirements for personal identifying information and policy numbers regarding personal injury protection and property damage liability insurance policies; clarifying applicability of the exemption; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 1232** and read the second time by title.

On motion by Senator Richter, by two-thirds vote **HB 7033** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Gibson	Ring
Bogdanoff	Hays	Sachs
Braynon	Jones	Simmons
Bullard	Joyner	Siplin
Dean	Latvala	Smith
Detert	Lynn	Sobel
Diaz de la Portilla	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Nays—None

Vote after roll call:

Yea—Dockery

CS for SB 1662—A bill to be entitled An act relating to homeless youth; amending s. 382.002, F.S.; defining the term “certified homeless youth”; conforming a cross-reference; amending s. 382.0085, F.S.; conforming cross-references; amending s. 382.025, F.S.; providing that a minor who is a certified homeless youth or who has had the disabilities on nonage removed under specified provisions may obtain a certified copy of his or her birth certificate; creating s. 743.067, F.S.; providing that unaccompanied youths who are certified homeless youths 16 years of age or older who apply to a court to have the disabilities of nonage removed shall have court costs waived; requiring a court to advance such cases on the calendar; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 1662**, on motion by Senator Latvala, by two-thirds vote **CS for HB 1351** was withdrawn from the Committees on Children, Families, and Elder Affairs; and Judiciary.

On motion by Senator Latvala, by two-thirds vote—

CS for HB 1351—A bill to be entitled An act relating to homeless youth; amending s. 382.002, F.S.; defining the term “certified homeless youth”; conforming a cross-reference; amending s. 382.0085, F.S.; conforming cross-references; amending s. 382.025, F.S.; providing that a minor who is a certified homeless youth or who has had the disabilities on nonage removed under specified provisions may obtain a certified copy of his or her birth certificate; creating s. 743.067, F.S.; providing that unaccompanied youths who are certified homeless youths 16 years of age or older who apply to a court to have the disabilities of nonage removed shall have court costs waived; requiring a court to advance such cases on the calendar; providing an effective date.

—a companion measure, was substituted for **CS for SB 1662** and read the second time by title.

On motion by Senator Latvala, by two-thirds vote **CS for HB 1351** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Lynn
Alexander	Fasano	Margolis
Altman	Flores	Montford
Benacquisto	Gaetz	Negron
Bennett	Garcia	Norman
Bogdanoff	Gardiner	Oelrich
Braynon	Gibson	Rich
Bullard	Hays	Richter
Dean	Jones	Ring
Detert	Joyner	Sachs
Diaz de la Portilla	Latvala	Simmons

Siplin	Sobel	Thrasher
Smith	Storms	Wise

Nays—None

Vote after roll call:

Yea—Dockery

SB 2078—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; repealing s. 119.071(1)(g), F.S., which provides a public records exemption for United States Census Bureau address information; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 2078**, on motion by Senator Ring, by two-thirds vote **HB 7013** was withdrawn from the Committee on Governmental Oversight and Accountability.

On motion by Senator Ring, by two-thirds vote—

HB 7013—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; repealing s. 119.071(1)(g), F.S., which provides an exemption from public records requirements for United States Census Bureau address information; providing an effective date.

—a companion measure, was substituted for **SB 2078** and read the second time by title.

On motion by Senator Ring, by two-thirds vote **HB 7013** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Norman
Alexander	Gaetz	Oelrich
Altman	Garcia	Rich
Benacquisto	Gardiner	Richter
Bennett	Gibson	Ring
Bogdanoff	Hays	Sachs
Braynon	Jones	Simmons
Bullard	Joyner	Siplin
Dean	Latvala	Smith
Detert	Lynn	Sobel
Diaz de la Portilla	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Nays—None

Vote after roll call:

Yea—Dockery

SPECIAL ORDER CALENDAR

Consideration of **SM 240** was deferred.

CS for SB 578—A bill to be entitled An act relating to the depopulation programs of Citizens Property Insurance Corporation; amending s. 627.351, F.S.; providing that eligible surplus lines insurers may participate, in the same manner and on the same terms as an authorized insurer, in depopulation, take-out, or keep-out programs relating to policies removed from Citizens Property Insurance Corporation; providing certain exceptions, conditions, and requirements relating to such participation by a surplus lines insurer in the corporation's depopulation, take-out, or keep-out programs; authorizing information from underwriting files and confidential files to be released by the corporation to specified entities that are considering writing or underwriting risks insured by the corporation under certain circumstances; specifying that only the corporation's transfer of a policy file to an insurer, as opposed to

the transfer of any file, changes the file's public record status; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for SB 578** to **CS for CS for HB 245**.

Pending further consideration of **CS for SB 578** as amended, on motion by Senator Richter, by two-thirds vote **CS for CS for HB 245** was withdrawn from the Committees on Banking and Insurance; Budget Subcommittee on General Government Appropriations; and Budget.

On motion by Senator Richter—

CS for CS for HB 245—A bill to be entitled An act relating to the depopulation programs of Citizens Property Insurance Corporation; amending s. 627.351, F.S.; providing that eligible surplus lines insurers may participate, in the same manner and on the same terms as an authorized insurer, in depopulation, take-out, or keep-out programs relating to policies removed from Citizens Property Insurance Corporation; providing certain exceptions, conditions, and requirements relating to such participation by a surplus lines insurer in the corporation's depopulation, take-out, or keep-out programs; authorizing information from underwriting files and confidential files to be released by the corporation to specified entities that are considering writing or underwriting risks insured by the corporation under certain circumstances; specifying that only the corporation's transfer of a policy file to an insurer, as opposed to the transfer of any file, changes the file's public record status; providing an effective date.

—a companion measure, was substituted for **CS for SB 578** as amended and read the second time by title.

SENATOR BENNETT PRESIDING

THE PRESIDENT PRESIDING

On motion by Richter, further consideration of **CS for CS for HB 245** was deferred.

On motion by Senator Richter, by unanimous consent—

SB 1152—A bill to be entitled An act relating to repeal of a workers' compensation independent actuarial peer review requirement; repealing s. 627.285, F.S., relating to the duty of the Financial Services Commission to contract for a periodic report regarding an actuarial peer review and analysis of the ratemaking process of any licensed rating organization that makes rate filings for workers' compensation insurance; providing an effective date.

—was taken up out of order and read the second time by title.

Pending further consideration of **SB 1152**, on motion by Senator Richter, by two-thirds vote **HB 4087** was withdrawn from the Committees on Banking and Insurance; Budget Subcommittee on General Government Appropriations; and Budget.

On motion by Senator Richter—

HB 4087—A bill to be entitled An act relating to repeal of a workers' compensation independent actuarial peer review requirement; repealing s. 627.285, F.S., relating to the duty of the Financial Services Commission to contract for a periodic report regarding an actuarial peer review and analysis of the ratemaking process of any licensed rating organization that makes rate filings for workers' compensation insurance; providing an effective date.

—a companion measure, was substituted for **SB 1152** and read the second time by title.

MOTION

On motion by Senator Richter, by the required two-thirds vote, consideration of the following amendment was allowed:

Senator Richter moved the following amendment:

Amendment 1 (467644)—In title, delete line 9 and insert: workers' compensation insurance; deleting provisions requiring submission of the report to the commission and the Legislature; providing an

On motion by Senator Richter, further consideration of **HB 4087** with pending **Amendment 1 (467644)** was deferred.

MOTIONS

On motion by Senator Thrasher, the rules were waived and time of recess was extended until completion of Senator recognitions and motions.

On motion by Senator Thrasher, by two-thirds vote all bills remaining on the Special Order Calendar this day were placed on the Special Order Calendar for Thursday, March 1.

The Senate resumed consideration of—

CS for CS for HB 245—A bill to be entitled An act relating to the depopulation programs of Citizens Property Insurance Corporation; amending s. 627.351, F.S.; providing that eligible surplus lines insurers may participate, in the same manner and on the same terms as an authorized insurer, in depopulation, take-out, or keep-out programs relating to policies removed from Citizens Property Insurance Corporation; providing certain exceptions, conditions, and requirements relating to such participation by a surplus lines insurer in the corporation's depopulation, take-out, or keep-out programs; authorizing information from underwriting files and confidential files to be released by the corporation to specified entities that are considering writing or underwriting risks insured by the corporation under certain circumstances; specifying that only the corporation's transfer of a policy file to an insurer, as opposed to the transfer of any file, changes the file's public record status; providing an effective date.

—which was previously considered this day.

Senator Fasano moved the following amendment:

Amendment 1 (808810) (with title amendment)—Between lines 380 and 381 insert:

Section 2. Section 631.52, Florida Statutes, is amended to read:

631.52 Scope.—This part *applies* ~~shall apply~~ to all kinds of direct insurance, except:

- (1) Life, annuity, health, or disability insurance;
- (2) Mortgage guaranty, financial guaranty, or other forms of insurance offering protection against investment risks;
- (3) Fidelity or surety bonds, or any other bonding obligations;
- (4) Credit insurance, vendors' single interest insurance, or collateral protection insurance or any similar insurance protecting the interests of a creditor arising out of a creditor-debtor transaction;
- (5) Warranty, including motor vehicle service, home warranty, or service warranty;
- (6) Ambulance service, health care service, or preneed funeral merchandise or service;
- (7) Optometric service plan, pharmaceutical service plan, or dental service plan;
- (8) Legal expense;
- (9) Health maintenance, prepaid health clinic, or continuing care;
- (10) Ocean marine or wet marine insurance;
- (11) Self-insurance and any kind of self-insurance fund, liability pool, or risk management fund;
- (12) Title insurance;

(13) Surplus lines, *except for an insurance policy that is part of a depopulation, take-out, or keep-out program pursuant to s. 627.351*;

(14) Workers' compensation, including claims under employer liability coverage;

(15) Any transaction or combination of transactions between a person, including affiliates of such person, and an insurer, including affiliates of ~~the~~ ~~such~~ insurer, which involves the transfer of investment or credit risk unaccompanied by the transfer of insurance risk; or

(16) Any insurance provided by or guaranteed by government.

And the title is amended as follows:

Delete line 19 and insert: public record status; amending s. 631.52, F.S.; conforming provisions to changes made by the act; providing an effective

On motion by Senator Richter, further consideration of **CS for CS for HB 245** with pending **Amendment 1 (808810)** was deferred.

ADOPTION OF RESOLUTIONS

On motion by Senator Detert—

By Senators Detert, Gardiner, Bennett, Diaz de la Portilla, Fasano, Benacquisto, Dockery, Gaetz, Norman, Flores, Negron, Wise, Lynn, Jones, Evers, Altman, Latvala, Garcia, Hays, Storms, Haridopolos, Alexander, Bogdanoff, Braynon, Bullard, Dean, Gibson, Joyner, Margolis, Montford, Oelrich, Rich, Richter, Ring, Sachs, Simmons, Siplin, Smith, Sobel, and Thrasher—

SR 1210—A resolution recognizing February 24, 2012, as "Dave Bitner Day" in Florida and May 2012 as "Amyotrophic Lateral Sclerosis Awareness Month" in Florida.

WHEREAS, David I. "Dave" Bitner, of Monticello, a former member of the Florida House of Representatives, died September 8, 2011, after a courageous, months-long battle with Amyotrophic Lateral Sclerosis (ALS), better known as "Lou Gehrig's Disease," and

WHEREAS, ALS is a progressive, neurodegenerative disease that affects nerve cells in the brain and spinal cord, with early symptoms that include weakness of the skeletal muscles, especially involving the arms and legs, and difficulty swallowing, talking, and breathing, and

WHEREAS, ALS eventually causes muscles to atrophy, rendering the patient a functional quadriplegic, and

WHEREAS, because ALS does not affect mental acuity, individuals with ALS remain alert and aware of their loss of motor functions and the inevitability of continued deterioration and death, and

WHEREAS, the average survival rate for an individual with ALS is 2 to 5 years after diagnosis, and

WHEREAS, research indicates that military veterans are at least twice as likely to develop ALS than those who have not served in the military, and

WHEREAS, ALS has no known cause, means of prevention, or cure, and

WHEREAS, the inaugural Tallahassee Walk to Defeat ALS, sponsored by the Florida Chapter of the ALS Association, will be held on February 24, 2012, and

WHEREAS, Amyotrophic Lateral Sclerosis Awareness Month was conceived as a means of raising public awareness of the circumstances of ALS patients and the terrible impact of the disease on the patient, the patient's family, and the community in which they live, and increasing support for biomedical research on ALS to find the cause or causes of ALS, to develop an understanding of the mechanisms involved in the progression of the disease, and to develop an effective treatment, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That February 24, 2012, is recognized as “Dave Bitner Day” in Florida, to be commemorated by the inaugural Tallahassee Walk to Defeat ALS, and May 2012 is recognized as “Amyotrophic Lateral Sclerosis Awareness Month” in Florida.

—was introduced out of order and read by title. On motion by Senator Detert, **SR 1210** was read the second time in full and adopted.

SPECIAL GUESTS

Senator Detert introduced Wendy Bitner, the wife of former Representative David Bitner, who was present in the chamber.

At the request of Senator Bullard—

By Senator Bullard—

SR 726—A resolution recognizing the 50th Anniversary of Mariners Hospital.

WHEREAS, in the late 1950s, Miami surgeon Nathaniel Levin, M.D., began visiting the Upper Florida Keys to fish, enjoy the water, and relax, ultimately purchasing a home on Plantation Key, and

WHEREAS, when word reached local residents that Dr. Levin was spending time at his Plantation Key vacation home, they would go to his home seeking medical attention that was otherwise unavailable to them locally, and

WHEREAS, in 1962, Dr. Levin founded the for-profit Overseas Hospital on property he owned next to his home, and, in May 1962, admitted the hospital's first patient, and

WHEREAS, in October 1962, the original 5,000-square-foot, nine-bed hospital was expanded to accommodate more beds and to include storage, dining, and kitchen facilities, and

WHEREAS, in 1966, Dr. Levin sold the now 14-bed hospital to surgeon Stanford Setnor, M.D., who changed its name to Keys Community Hospital, and

WHEREAS, in the late 1960s, community leaders formed the Keys Community Foundation, which spearheaded efforts to convert the hospital to not-for-profit status, and

WHEREAS, when fundraising efforts stalled and a referendum to create a special taxing district failed, the hospital was sold to American Medical Affiliates, which, on February 20, 1972, dedicated a million-dollar expansion that brought the total number of beds to 42 and included a four-bed coronary care unit, two new operating rooms, and an expanded emergency room, and

WHEREAS, shortly after the expansion, the hospital began a period of financial decline leading to its near closure in early 1979, and

WHEREAS, the formation of a “Save our Hospital” committee in April 1979, led to the creation of the not-for-profit Keys Hospital Foundation, which won support for a bond issue that allowed the hospital to remain open, and

WHEREAS, on June 10, 1980, the newly christened Mariners Hospital became a community-owned, not-for-profit hospital, and

WHEREAS, the hospital continued to face financial challenges and, in May 1984, voters approved a special taxing district to support the continued operation of the facility, which purchased new equipment and expanded its services, and

WHEREAS, the expanded services and greater community support allowed Mariners Hospital to thrive and to seek funding to expand to a new location, and

WHEREAS, in December 1994, Mariners Hospital entered into a merger agreement with Baptist Health Care, which opened a new \$18.5 million, 72,000-square-foot facility in February 1999, and

WHEREAS, in 2010, Mariners Hospital became a 25-bed critical access hospital and continues to provide a wide array of high-quality medical services to the community, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the members of the Florida Senate recognize Mariners Hospital on the occasion of its 50th Anniversary and express appreciation for its commitment to excellence in providing health care services to residents of the Florida Keys.

—**SR 726** was introduced, read and adopted by publication.

INTRODUCTION OF FORMER SENATOR

President Haridopolos introduced former Senator Tony Hill who was present in the chamber.

SPECIAL RECOGNITION OF SENATOR LYNN

A video tribute was played honoring Senator Lynn. Senator Lynn was recognized for farewell remarks. Several Senators were also recognized for farewell comments.

SPECIAL RECOGNITION OF SENATOR ALEXANDER

A video tribute was played honoring Senator Alexander. Senator Alexander was recognized for farewell remarks. Several Senators were also recognized for farewell comments.

SENATOR BENNETT PRESIDING

THE PRESIDENT PRESIDING

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Thrasher, by two-thirds vote **CS for SB 1276** was withdrawn from the Committee on Banking and Insurance; **CS for SB 1824** was withdrawn from the Committee on Governmental Oversight and Accountability; **CS for SB 782** was withdrawn from the Committee on Military Affairs, Space, and Domestic Security; and **CS for SB 992** was withdrawn from the Committee on Regulated Industries.

REPORTS OF COMMITTEES

The Committee on Budget Subcommittee on Criminal and Civil Justice Appropriations recommends the following pass: SB 858; CS for SB 876; CS for SB 940; CS for CS for SB 964; SB 1200; CS for SB 1272; CS for SB 1324; CS for SB 1846; CS for SB 2096

The Committee on Budget Subcommittee on Education Pre-K - 12 Appropriations recommends the following pass: CS for SB 808; SB 1010; SB 1422; CS for SB 1522; SB 1728

The Committee on Budget Subcommittee on General Government Appropriations recommends the following pass: SB 438; CS for CS for CS for SB 540; SB 676; SB 852; CS for CS for SB 1042; CS for CS for SB 1244; CS for SB 1342; CS for SB 1656; CS for SB 1844

The Committee on Budget Subcommittee on Health and Human Services Appropriations recommends the following pass: SB 668; CS for SB 1286

The Committee on Budget Subcommittee on Higher Education Appropriations recommends the following pass: SB 1558

The Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations recommends the following pass: CS for CS for SB 292; SB 812; CS for CS for SB 824; SB 1068; CS for CS for SB 1206; CS for SB 1388; SB 1494; SB 1768

The bills contained in the foregoing reports were referred to the Committee on Budget under the original reference.

The Committee on Budget recommends the following pass: CS for CS for SB 804; CS for SB 880; SB 1474; CS for SB 1880; CS for SB 2044

The bills were placed on the Calendar.

The Committee on Budget Subcommittee on Finance and Tax recommends committee substitutes for the following: SB 770; CS for SB 1058

The Committee on Budget Subcommittee on Health and Human Services Appropriations recommends committee substitutes for the following: CS for SB 320; CS for SB 1316

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Budget under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 1890

The Committee on Rules recommends committee substitutes for the following: SB 10; SB 16; SB 38; SB 44; SB 48; SB 50; CS for SB 1208

The bills with committee substitute attached were placed on the Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Rules; and Senator Flores—

CS for SB 10—A bill to be entitled An act for the relief of Aaron Edwards, a minor, by Lee Memorial Health System of Lee County; providing for an appropriation to compensate Aaron Edwards for damages sustained as a result of the medical negligence by employees of Lee Memorial Health System of Lee County; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committee on Rules; and Senator Braynon—

CS for SB 16—A bill to be entitled An act for the relief of Ronnie Lopez and Roberto Guzman as co-personal representatives of the Estate of Ana-Yency Velasquez, deceased, and for Ronnie Lopez, Jr., Ashley Lorena Lopez-Velasquez, and Steven Robert Guzman, minor children of Ana-Yency Velasquez, by Miami-Dade County; providing for an appropriation to compensate the estate and the minor children for the death of Ana-Yency Velasquez as a result of the negligence of an employee of Miami-Dade County; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committee on Rules; and Senator Garcia—

CS for SB 38—A bill to be entitled An act for the relief of Donald Brown by the District School Board of Sumter County; providing for an appropriation to compensate Donald Brown for injuries sustained as a result of the negligence of an employee of the District School Board of Sumter County; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committee on Rules; and Senator Fasano—

CS for SB 44—A bill to be entitled An act for the relief of Irving Hoffman and Marjorie Weiss, parents of Rachel Hoffman, deceased, individually and as co-personal representatives of the Estate of Rachel Hoffman, by the City of Tallahassee; providing for an appropriation to compensate them for the wrongful death of their daughter, Rachel

Hoffman, who was murdered while serving as a confidential informant for the Tallahassee Police Department; providing an effective date.

By the Committee on Rules; and Senator Montford—

CS for SB 48—A bill to be entitled An act for the relief of Odette Acanda and Alexis Rodriguez by the Public Health Trust of Miami-Dade County, d/b/a Jackson Memorial Hospital; providing for an appropriation to compensate Odette Acanda and Alexis Rodriguez for the death of their son, Ryan Rodriguez, as a result of the negligence of employees of the Public Health Trust of Miami-Dade County; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committee on Rules; and Senator Bogdanoff—

CS for SB 50—A bill to be entitled An act for the relief of Monica Cantillo Acosta and Luis Alberto Cantillo Acosta, surviving children of Nhora Acosta, by Miami-Dade County; providing for an appropriation to compensate them for the wrongful death of their mother, Nhora Acosta, due to injuries sustained as a result of the negligence of a Miami-Dade County bus driver; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committees on Budget Subcommittee on Health and Human Services Appropriations; and Children, Families, and Elder Affairs; and Senators Storms, Thrasher, and Rich—

CS for CS for SB 320—A bill to be entitled An act relating to background screening; amending s. 394.4572, F.S.; providing that mental health personnel working in a facility licensed under ch. 395, F.S., who work on an intermittent basis for less than 15 hours per week of direct, face-to-face contact with patients are exempt from the fingerprinting and screening requirements under certain conditions; providing an exception; amending s. 408.809, F.S.; providing additional conditions for a person to satisfy screening requirements; eliminating a rule that requires the Agency for Health Care Administration to stagger rescreening schedules; providing a rescreening schedule; amending s. 409.1757, F.S.; adding law enforcement officers who have a good moral character to the list of professionals who are not required to be reprinted or rescreened; amending s. 409.221, F.S.; revising provisions relating to background screening for persons rendering care in the consumer-directed care program; amending s. 413.20, F.S., relating to general vocational rehabilitation programs; providing a definition; amending s. 413.208, F.S.; requiring registration of service providers; requiring background screening and rescreening of certain persons having contact with vulnerable persons; providing exemptions from background screening; providing disqualifying offenses; providing that the cost of screening shall be borne by the provider or the person being screened; providing conditions for the denial of registration; providing for notice of denial or termination; requiring providers to remove persons who have not successfully passed screening; providing for applicability; amending s. 430.0402, F.S.; including a person who has access to a client's personal identification information within the definition of the term "direct service provider"; exempting certain professionals licensed by the Department of Health, attorneys in good standing, relatives of clients, and volunteers who assist on an intermittent basis for less than 20 hours per month from level 2 background screening; excepting certain licensed professionals and persons screened as a licensure requirement from further screening under certain circumstances; requiring direct service providers working as of a certain date to be screened within a specified period; providing a phase-in for screening direct service providers; requiring that employers of direct service providers and certain other individuals be rescreened every 5 years unless fingerprints are retained electronically by the Department of Law Enforcement; removing an offense from the list of disqualifying offenses for purposes of background screening; amending s. 435.02, F.S.; revising and providing definitions relating to employment screening; amending s. 435.04, F.S.; requiring vendors who submit fingerprints on behalf of employers to meet specified criteria; amending s. 435.06, F.S.; authorizing an employer to hire an employee to a position that otherwise requires background screening before the completion of the screening process for the purpose of training the employee; prohibiting the employee from having direct contact with vulnerable persons until the screening process is complete; creating s. 435.12, F.S.; creating the Care Provider Background Screening Clearinghouse under the Agency for Health Care Administration, in con-

sultation with the Department of Law Enforcement; providing rule-making authority; providing for the implementation and operation of the clearinghouse; providing for the results of certain criminal history checks to be shared among specified agencies; providing for retention of fingerprints; providing for the registration of employers; providing an exemption for certain employees who have undergone a criminal history check before the clearinghouse is operational; creating s. 456.0135, F.S.; requiring an application for initial licensure in a profession regulated by the Department of Health to include fingerprints submitted by an approved vendor after a specified date; providing procedures and conditions for retention of fingerprints; requiring the applicant to pay the costs of fingerprint processing; amending s. 464.203, F.S.; requiring the Board of Nursing to waive background screening requirements for certain certified nursing assistants; amending s. 943.05, F.S.; providing procedures for qualified entities participating in the Criminal Justice Information Program that elect to participate in the fingerprint retention and search process; providing for the imposition of fees for processing fingerprints; authorizing the Department of Law Enforcement to exclude certain entities from participation for failure to timely remit fingerprint processing fees; amending s. 943.053, F.S.; providing procedures for the submission of fingerprints by private vendors, private entities, and public agencies for certain criminal history checks; requiring the vendor, entity, or agency to enter into an agreement with the Department of Law Enforcement specifying standards for electronic submission of fingerprints; exempting specified criminal justice agencies from the requirement for an agreement; providing procedures for the vendor, entity, or agency to collect certain fees and to remit those fees to the Department of Law Enforcement; authorizing the Department of Law Enforcement to exclude certain entities from participation for failure to timely remit fingerprint processing fees; amending s. 943.0585, F.S.; revising provisions relating to the court-ordered expunction of criminal history records; amending s. 943.059, F.S.; revising provisions relating to the court-ordered sealing of criminal history records; providing an effective date.

By the Committee on Budget Subcommittee on Finance and Tax; and Senator Hays—

CS for SB 770—A bill to be entitled An act relating to exemptions from local business taxes; creating s. 205.067, F.S.; specifying that an individual licensed and operating as a broker associate or sales associate is not required to apply for an exemption from a local business tax or take certain actions relating to a local business tax; prohibiting a local governing authority from holding such exempt individual liable for the failure of a principal or employer to comply with certain obligations related to a local business tax or from requiring the exempt individual to take certain actions related to a local business tax; prohibiting a local governing authority from requiring a principal or employer to provide personal or contact information for such exempt individuals in order to obtain a local business tax receipt; amending s. 205.066, F.S.; conforming provisions; providing an effective date.

By the Committees on Budget Subcommittee on Finance and Tax; and Military Affairs, Space, and Domestic Security; and Senators Norman and Sachs—

CS for CS for SB 1058—A bill to be entitled An act relating to homestead property tax exemptions; providing a short title; amending s. 196.081, F.S.; exempting from taxation the homestead property of the surviving spouse of a first responder who dies in the line of duty; providing definitions for “first responder” and “line of duty”; providing construction with respect the applicable tax roll and the date of death; providing an appropriation; providing effective dates, one of which is contingent.

By the Committees on Budget Subcommittee on Finance and Tax; Criminal Justice; Transportation; and Agriculture; and Senator Norman—

CS for CS for CS for SB 1184—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 163.3162, F.S.; defining the term “governmental entity”; prohibiting certain governmental entities from charging stormwater management assessments or fees on certain bona fide farm operations except under certain circumstances; providing for applicability; amend-

ing s. 206.41, F.S.; revising the definition of the term “agricultural and aquacultural purposes” for purposes of the required refund of state taxes imposed on motor fuel used for such purposes; requiring that the portion of fuel sales tax collected from a county sheriff’s office be returned to the sheriff’s office to offset the ongoing fuel costs; authorizing a sheriff’s office that is licensed as a local government user to take a credit on the monthly diesel fuel tax return under prescribed conditions; amending s. 206.625, F.S.; requiring that the portion of the county fuel tax paid by a county sheriff’s office be returned to offset ongoing fuel costs; amending s. 316.515, F.S.; revising the Florida Uniform Traffic Control Law to authorize the use of citrus harvesting equipment and citrus fruit loaders to transport certain agricultural products and to authorize the use of certain motor vehicles to transport citrus; amending s. 493.6120, F.S.; providing that a person who engages in any activity for which ch. 493, F.S., requires a license, but who acts without having a license, commits a misdemeanor of the first degree; providing that such person commits a felony of the third degree for a second or subsequent offense of engaging in activities without a license; authorizing the Department of Agriculture and Consumer Services to impose a civil penalty not to exceed a specified amount; providing that penalties do not apply if the person engaged in unlicensed activity within 90 days after the expiration date of the person’s license; providing that a person who, while impersonating a security officer, private investigator, recovery agent, or other person required to have a license under ch. 493, F.S., knowingly and intentionally forces another person to assist the impersonator in an activity within the scope of duty of a professional licensed under ch. 493, F.S., commits a felony of the third degree; providing that a person who impersonates a security officer or other designated officer during the commission of a felony commits a felony of the second degree; providing that a person who impersonates a security officer or other designated officer during the commission of a felony that results in death or serious bodily injury to another human being commits a felony of the first degree; authorizing a licensed security officer or a licensed security agency manager to detain a person on the premises of a critical infrastructure facility in certain circumstances; requiring the security officer to notify the law enforcement agency as soon as possible; requiring that custody of any person temporarily detained be immediately transferred to the responding law enforcement officer; providing for an exception to the immediate transfer; providing that the responsibilities of the security officer are limited to specified locations; prohibiting a security officer from detaining a person longer than is reasonably necessary; authorizing the security officer to search the person detained under certain circumstances; defining the term “critical infrastructure facility”; providing identification requirements for certain licensed security officers; amending s. 570.07, F.S.; revising the powers and duties of the Department of Agriculture and Consumer Services to enforce laws and rules relating to the use of commercial stock feeds; amending s. 580.036, F.S.; providing that the department has exclusive authority over the sale and use of any commercial feed or feedstuff; authorizing the department to adopt rules establishing certain standards for regulating commercial feed or feedstuff; requiring the department to consult with the Commercial Feed Technical Council in the development of such rules; providing an effective date.

By the Committees on Rules; Governmental Oversight and Accountability; and Banking and Insurance—

CS for CS for SB 1208—A bill to be entitled An act relating to public records; amending s. 717.117, F.S.; revising the public records exemption for information held by the Department of Financial Services relating to unclaimed property to permanently exempt social security numbers from the public records law; deleting the provision that requires the release of social security numbers for certain purposes; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

By the Committees on Budget Subcommittee on Health and Human Services Appropriations; and Health Regulation; and Senator Gaetz—

CS for CS for SB 1316—A bill to be entitled An act relating to health care; amending s. 395.002, F.S.; redefining the term “accrediting organizations” as it applies to the regulation of hospitals and other licensed facilities; amending s. 400.474, F.S.; revising the fine that may be imposed against a home health agency for failing to timely submit certain

information to the Agency for Health Care Administration; amending s. 400.9905, F.S.; revising the definition of the term “clinic” as it relates to the Health Care Clinic Act; amending s. 409.221, F.S.; revising the background screening requirements for persons rendering care in the consumer-directed care program administered by the Agency for Health Care Administration; amending s. 409.907, F.S.; extending the records-retention period for certain Medicaid provider records; revising the provider agreement to require Medicaid providers to report changes in any principal of the provider to the agency; defining the term “administrative fines” for purposes of revoking a Medicaid provider agreement due to changes of ownership; authorizing, rather than requiring, an onsite inspection of a Medicaid provider’s service location before entering into a provider agreement; specifying the principals of a hospital or nursing home provider for the purposes of submitting fingerprints for background screening; removing certain providers from being subject to agency background checks; amending s. 409.913, F.S.; defining the term “Medicaid provider” or “provider” for purposes of oversight of the integrity of the Medicaid program; authorizing the agency to review and analyze information from sources other than Medicaid-enrolled providers for purposes of determining fraud, abuse, overpayment, or neglect; extending the records-retention period for certain Medicaid provider records; revising the grounds for terminating a provider from the Medicaid program; requiring the agency to base its overpayment audit reports on certain information; deleting a requirement that the agency pay interest on certain withheld Medicaid payments; requiring payment arrangements for overpayments and fines to be made within a certain time; specifying that the venue for all Medicaid program integrity cases lies in Leon County; authorizing the agency and the Medicaid Fraud Control Unit to review certain records; amending s. 409.920, F.S.; clarifying the applicability of immunity from civil liability extended to persons who provide information about fraud or suspected fraudulent acts by a Medicaid provider; amending s. 409.967, F.S.; specifying required components of a Medicaid managed care plan relating to the provisions of medications; amending s. 429.23, F.S.; requiring the agency to submit a report to the Legislature on adverse incident reports from assisted living facilities; amending s. 429.26, F.S.; authorizing the agency to require a resident of an assisted living facility to undergo a physical examination if the agency questions the appropriateness of the resident’s placement in that facility; authorizing release of the results of the examination to a medical review team to be used along with additional information to determine whether the resident’s placement in the assisted living facility is appropriate; providing for resident notification and relocation if the resident’s continued placement in the facility is not appropriate; authorizing the agency to require the evaluation of a mental health resident by a mental health professional; authorizing an assisted living facility to discharge a resident who requires more services or care than the facility is able to provide; amending s. 456.0635, F.S.; revising the grounds under which the Department of Health or corresponding board is required to refuse to admit a candidate to an examination and refuse to issue or renew a license, certificate, or registration of a health care practitioner; providing an exception; amending s. 456.036, F.S.; providing that all persons who were denied renewal of licensure, certification, or registration under s. 456.0635(3), F.S., may regain licensure, certification, or registration only by completing the application process for initial licensure; providing an exception; amending s. 456.074, F.S.; revising the federal offenses for which the Department of Health must issue an emergency order suspending the license of certain health care professionals; amending ss. 458.309 and 459.005, F.S.; requiring a physician or osteopathic physician who performs certain medical procedures relating to liposuction in an office setting to register the office with the Department of Health unless that office is licensed as a facility under ch. 395, F.S., relating to hospital licensing and regulation; amending s. 463.002, F.S.; conforming provisions to changes made by the act; amending s. 463.005, F.S.; authorizing the Board of Optometry to adopt rules for the administration and prescription of ocular pharmaceutical agents; amending s. 463.0055, F.S.; authorizing certified optometrists to administer and prescribe pharmaceutical agents under certain circumstances; requiring that a certified optometrist complete a course and subsequent examination on general and ocular pharmacology; providing requirements for the course; requiring that the Florida Medical Association and the Florida Optometric Association jointly develop and administer the course and examination; revising qualifications of certain members of the formulary committee; providing for a formulary of topical ocular pharmaceutical agents which the committee may modify; specifying the agents that make up the statutory formulary of oral pharmaceutical agents; authorizing the deletion of an oral pharmaceutical agent listed in the statutory formulary

under certain circumstances; prohibiting the board, the Department of Health, or the State Surgeon General from deleting an oral pharmaceutical agent listed in the statutory formulary; amending ss. 463.0057 and 463.006, F.S.; conforming provisions to changes made by the act; amending s. 463.0135, F.S.; requiring that a certified optometrist administer and prescribe oral ocular pharmaceutical agents in a certain manner; requiring that a licensed practitioner who diagnoses a patient who has a neovascular form of glaucoma or progressive glaucoma immediately refer the patient to a physician who is skilled in the diseases of the eye; requiring that comanagement of postoperative care be conducted pursuant to an established protocol; requiring that the patient be informed that a physician will be available for emergency care throughout the postoperative period; requiring that the patient consent in writing to the comanagement relationship; amending s. 463.014, F.S.; revising certain prohibited acts regarding an optometrist conducting surgery and dispensing, administering, ordering, supplying, or selling certain drugs; creating s. 463.0141, F.S.; requiring that adverse incidents in the practice of optometry be reported to the Department of Health; providing requirements for notifying the department of an adverse incident; providing a definition; requiring that the department review each incident and determine whether it involved conduct that is subject to disciplinary action; requiring that the Board of Optometry take disciplinary action if necessary; amending s. 483.035, F.S., relating to licensure and regulation of clinical laboratories operated by practitioners for exclusive use; providing applicability to clinical laboratories operated by practitioners licensed to practice optometry; amending s. 483.041, F.S.; revising the definition of the term “licensed practitioner” to include a practitioner licensed under ch. 463, F.S.; amending s. 483.181, F.S.; requiring clinical laboratories to accept human specimens submitted by practitioners licensed to practice under ch. 463, F.S.; amending s. 499.003, F.S.; removing a requirement that a contract provider or subcontractor maintain prescription drugs of the agency or entity in its possession separate and apart from other prescription drugs; amending s. 766.102, F.S.; providing that the claimant has the burden of proving by clear and convincing evidence that the actions of a health care provider represented a breach of the prevailing professional standard of care in an action for damages based on death or personal injury which alleges that the death or injury resulted from the failure of a health care provider to order, perform, or administer supplemental diagnostic tests; amending s. 766.106, F.S.; authorizing a prospective defendant to obtain informal discovery by conducting ex parte interviews of treating health care providers; requiring advance notice to the claimant of an ex parte interview; amending s. 893.02, F.S.; revising the definition of the term “practitioner” to include certified optometrists for purposes of the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 893.05, F.S.; prohibiting certified optometrists from administering and prescribing certain controlled substances; requiring the Agency for Health Care Administration to prepare a report for public comment and submission to the Legislature following the expansion of services to new populations or of new services; providing for severability; providing effective dates.

By the Committees on Banking and Insurance; and Judiciary; and Senators Latvala and Gaetz—

CS for CS for SB 1890—A bill to be entitled An act relating to mortgage foreclosures; amending s. 95.11, F.S.; reducing the limitations period for commencing an action to enforce a claim of a deficiency judgment subsequent to a foreclosure action; providing for application to existing causes of action; creating s. 702.015, F.S.; providing legislative intent; specifying required contents of a complaint seeking to foreclose on certain types of residential properties with respect to the authority of the plaintiff to foreclose on the note and the location of the note; providing that failure to file such documents does not affect title to property subsequent to a foreclosure sale; amending s. 702.06, F.S.; limiting the amount of a deficiency judgment; amending s. 702.10, F.S.; expanding the class of persons authorized to move for expedited foreclosure; defining the term “lienholder”; providing requirements and procedures with respect to an order directed to defendants to show cause why a final judgment of foreclosure should not be entered; providing that certain failures by a defendant to make certain filings or to make certain appearances may have specified legal consequences; requiring the court to enter a final judgment of foreclosure and order a foreclosure sale under certain circumstances; revising a restriction on a mortgagee to request a court to order a mortgagor defendant to make payments or to vacate the premises during an action to foreclose on residential real estate to pro-

vide that the restriction applies to all but owner-occupied residential property; providing a presumption regarding owner-occupied residential property; requesting the Supreme Court to adopt rules and forms for use in expedited foreclosure proceedings; creating s. 702.11, F.S.; establishing expedited foreclosure proceedings for abandoned residential real property and procedures and requirements with respect thereto; providing for application of the act; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Mike Haridopolos, President

I am directed to inform the Senate that the House of Representatives has passed as amended CS for CS for HB 233 and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Rouson—

CS for CS for HB 233—A bill to be entitled An act relating to substance abuse education and intervention programs; amending s. 948.15, F.S.; providing that probation supervision services for defendants found guilty of certain misdemeanor controlled substance offenses may be provided by licensed substance abuse education and intervention programs; authorizing certain entities providing probation services to pro-

vide licensed substance abuse education and intervention programs; requiring private entities providing such programs to contract with the county and comply with other applicable provisions; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Budget Subcommittee on Criminal and Civil Justice Appropriations; and Budget.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of February 28 was corrected and approved.

CO-INTRODUCERS

Senators Alexander—SR 1210; Bogdanoff—SR 1210; Braynon—SR 1210; Bullard—SR 1210; Dean—SR 1210; Dockery—CS for SB 596, CS for SB 1440; Gaetz—CS for SB 1252, CS for SB 1890; Gibson—SR 1210; Haridopolos—SR 1210; Joyner—SR 1210; Margolis—SR 1210; Montford—SR 1210; Oelrich—SR 1210; Rich—SR 1210; Richter—SR 1210; Ring—SR 1210; Sachs—CS for SJR 1056, CS for SB 1058, SR 1210, SB 1242; Simmons—SR 1210; Siplin—SR 1210; Smith—SR 1210; Sobel—SR 1210; Thrasher—SR 1210

RECESS

On motion by Senator Thrasher, the Senate recessed at 12:55 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, March 1 or upon call of the President.